

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of: Kab-Sig Kim)
Serial No.: 10/596,178)
Filed: June 2, 2006)
Atty. File No.: 5656BIO-1)
For: Method for Preparing Nano-Scale or)
Amorphous Particle Using Solid Fat as a)
Solvent)

Group Art Unit: 1618
Examiner: Dickinson, Paul W
Conf. No.: 3197

RESPONSE TO RESTRICTION

REQUIREMENT

Submitted Via EFS-WEB

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

An Office Action was mailed in the above-captioned application on March 26, 2010. Claims 1-20 were pending. Claims 1-20 were subject to restriction and/or election requirement. This Response to Restriction Requirement document is submitted in response to said Office Action.

Restriction Requirement under 35 U.S.C. § 121 and 372

The Examiner has stated that the application contains two groups of inventions which are not so linked as to form a single general inventive concept under PCT Rule 13.1.

An election requirement was made to pending claims 1-20. The claims were placed into the following two groups:

Group I: Claims 3-4 and 13, drawn to a method for preparing nanoscale or amorphous particles comprising (1) adding one or more active ingredients, solid fat and optionally one or more surfactants into a reactor and melt-mixing them homogeneously; rapidly cooling the mixture for solidification; pulverizing the solidified mixture; adding one or more surfactants and/or one or more non-surfactant type anti-coagulating agents or aqueous solution thereof to the pulverized powder and mixing them homogeneously; and drying the mixed product at room temperature.